

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
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Sh. Ranbir Singh S/o Sh. Lal Singh,
R/o Village- Ram Nagar,
Bakhsiwala, Ward No. 5,
Tehsil & Distt. Patiala.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary, Ram Nagar,
C/o Block Development & Panchayat Officer,
Tehsil & Distt. Patiala.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Distt. Patiala.

.....Respondents

Appeal Case No. 3467 of 2019
(Video Conference Proceeding)

Present:- Shri Ranbir Singh, appellant.
Shri Ranjit Singh, Panchayat Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which the appellant was advised to send a copy of the deficiencies to the respondents. The respondents were directed to take appropriate action on the application of the appellant for seeking information before the next date of hearing.

2. The appellant states that copy of deficiencies is handed over to the respondent-PIO during the hearing. He further states that no information has been supplied to him till date.

3. The respondent-PIO states that complete information has been supplied to the appellant during the hearing and nothing has been left, which could be supplied to the appellant, as per his application concerning panchayat. He further states that information concerning NAREGA may be available with Shri Sawaran Singh, Gram Rozgar Sewak o/o Block Development and Panchayats Officer, Block Patiala, Shri Sawaran Singh, Gram Rozgar Sewak is impleaded as a necessary party with the direction to supply information concerning NAREGA within three days from today. On receipt of the information from the respondents, the appellant is advised to go through the same and revert back to the authorities in case of deficiencies in the information so supplied to him before the next date of hearing.

4. To come up on 28.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated :15 01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Balram Dhawan S/o Sh. Jagdish Lal,
R/o Vill. – Bettu Kadeem,
Block- Mamdot,
Tehsil & Distt: Ferozepur.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary,
Gram panchayat, Bettu Kadeem,
C/o Block Development & Panchayat Officer,
Block- Mamdot, Tehsil & Distt: Ferozepur.

First Appellate Authority,
O/o District Development & Panchayat Officer,
Mini Secretariat, Distt: Ferozepur.

Ms. Pooja, Gram Rozgar Sewak,
o/o BDPO, Mamdot, District Ferozepur.

.....Respondents

Appeal Case No. 3811 of 2019
(Video Conference Proceedings)

Present:- Shri Balram Dhawan, appellant.
Shri Dilbagh Singh, Panchayats Secretary (M.No.7355000089) on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which compensation of Rs.5000/- was awarded to be paid to the appellant for loss and detriment suffered by the appellant. The respondents were directed to intimate the appellant after taking appropriate action on the application of the appellant dated 30.05.2019.

2. The appellant states that no information has been received from the respondents till date.
3. The respondent-Panchayats Secretary-cum-PIO states that he has brought complete information concerning panchayat except Narega, which may be available with Ms. Pooja, GRS o/o BDPO, Mamdot, District Ferozepur (M. No. 94640-30682)
4. After hearing both the parties and going through the record available on the case file, it is revealed that no information has been provided to him till date. Shri Dilbagh Chand, Panchayats Secretary-cum-PIO is directed to hand over the information during the hearing, brought to be supplied to the appellant. PIO is directed to comply with the order dated 16.12.2019 regarding payment of compensation of Rs.5000/- to be paid to the appellant before the next date of hearing. PIO is further directed to transfer application of the appellant dated 30.5.2019 concerning NARGEA to Ms. Pooja, GRS (Narega) for supplying the information to the appellant before the next date of hearing. Ms. Pooja, GRS (Narega) is impleaded as a necessary party with the direction to supply the information before the next date of hearing. The appellant is advised to go through the same and revert back to the authorities, in case of deficiencies in the information supplied to him during the hearing, before the next date of hearing.
5. The case is adjourned to 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur.

Sd/-
Dated :15 01.2020

(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Paramjit Singh Sandhu,
S/o Sh. Harbans Singh,
R/o V.P.O – Mehta Chowk,
District- Amritsar.

.....Complainant

Vs

Public Information Officer,
O/o District Development & Panchayat Officer,
Mini Secretariat,
Distt: Amritsar.

.....Respondent

Complaint Case .No. 919 of 2019
(Video Conference Proceedings)

Present:- None on behalf of the complainant.

Shri Chetan Sharma, Tax Clerk, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which the respondents were directed to supply the remaining information to the appellant and file an affidavit that complete information has been supplied to the appellant and in case he has not received the concerned from the Previous Panchayats Secretary then the facts this should also be part of the affidavit before the next date of hearing under intimation to the Commission.

2. The appellant is absent without intimation.

3. The representative of the respondents states that no record has been traced regarding FIR which was said to have been lodged in Police Chowki, Baba Bakala. He further states that he has brought two affidavits (one from Shri Ram Singh, former Panchayat Secretary and another from Shri Lakhbir Singh, present Panchayats Secretary) stating that complete record has not been received from Shri Ashwani Kumar, former Panchayats Secretary who has since died. He further states that no Measurement Book is available in their record from the year 2009 to 2013.

4. After hearing the representative of the respondent-PIO, it is observed that no information till date has been given. The representative of the respondent-PIO is directed to send two affidavits brought by him to be supplied to the complainant through registered post. One more affidavit be taken from the concerned Junior Engineer stating that Measurement Books relating to the years 2009 to 2013 before the next date of hearing. Last opportunity is given to the complainant to appear before the Commission on the next date of hearing and pursue his case failing which exparte decision will be taken.

5. To come up on 28.01.2020 at 3.00 P.M. to be hear through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

Dated :15 01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Fuman Singh S/o Jagga Singh,
R/o V.P.O. – Ladhuka, Block- Jalalabad(W),
Tehsil & Distt: Fazilka.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary, Gram panchayat, Ladhuka,
C/o Block Development & Panchayat Officer,
Block- Jalalabad (West), Tehsil & Distt: Fazilka.

First Appellate Authority,
O/o Block Development & Panchayat Officer,
Block- Jalalabad (West), Tehsil & Distt: Fazilka.

.....Respondents

Appeal Case .No. 3797 of 2019
(Video Conference Proceedings)

Present:- Shri Fuman Singh, appellant.
Shri Charanjit Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which last opportunity was afforded to the appellant to point out deficiencies in the information supplied to him to the respondents and on receipt of the deficiencies from the appellant, the respondents were directed to remove the same before the next date of hearing.

2. In compliance to the previous order dated 16.12.2019, the appellant has sent deficiencies in the information supplied to him to the Commission on 6.1.2020 which was received in the Commission on 14.1.2020.

3. The representative of the respondents states that no letter regarding deficiencies has been received till date in their office.

3. After hearing both the parties and going through the record available on the case file, it is revealed that appellant has sent deficiencies to the Commission only. A copy of the same is sent to Shri Charanjit Singh, Panchayat Secretary with the direction to remove the same before the next date of hearing.

3. To come up on 28.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilika.

Dated :15 01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

CC

Shri Charanjit Singh,
Panchayat Secretary,
o/o Block Development and Panchayats Officer,
Jalalabad (West), Tehsil and District Fzzilika.

DA : As above.

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Sh. Sanjeev Kumar Agnihotri,
VPO- Sarhal Mandi via Dosanj Kalan,
Tehsil- Phillaur, Distt. Jalandhar.-144502

.....Appellant
Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Phillaur- 144410, Distt. Jalandhar.

First Appellate Authority,
O/o Block Development & Panchayat Officer,
Phillaur- 144410, Distt. Jalandhar.

.....Respondent

Appeal Case No. 3314 of 2019

Present:- None on behalf of the appellant.

Shri Sulakhan Singh, Panchayat Secretary –cum-PIO on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which the respondent-Block Development and Panchayats Officer, Phillaur was directed send his reply before the next date of hearing, which was fixed for 15.01.2020.

2. The respondent-PIO states that they have supplied complete information on 5.12.2019 through e-mail and a copy of the information supplied to the appellant has been sent to the Commission. He further states that complete information has been supplied and nothing has been left, which could be supplied to him as per his RTI application. After the supply of information nothing has been received from him till date in the office of the respondents.

3. After hearing the respondent-PIO and going through the record available on the case file, it is revealed that no deficiency has been received in this Commission also. In view of the fact that no deficiency has been received from the appellant in the office of the Commission, the present case is disposed of and closed. Copies of the order be sent to the parties. The appellant is at liberty to revert back to the concerned authority, in case he is not satisfied with the information supplied to him with a copy to the Commission within 10 days from today.

Dated : 15.01.2020.

Sd/-
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Avtar Singh,
S/o Sh. NanakSingh,
VPO: KarianaKalan,
Tehsil & Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Gram Panchayats,
Kariana Kalan, Block Ludhiana-2,
Ludhiana.

First Appellate Authority
O/o District Development and Panchayat Officer,
Ludhiana.

.....Respondents

Appeal Case No. 3114 of 2019
(Video Conference Proceeding)

Present:- None on behalf of the appellant.

Shri Gurmail Singh, Panchayat Secretary alongwith Shri Sucha Singh,
Sarpanch and Shri Sukhwinder Singh, Panchayat Secretary on behalf of
the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019 vide which the respondents were directed to supply attested copies of the information as per its availability in the record and give in writing that no more information, as per application of the appellant for seeking information, is left which could be supplied to him. They were further directed to bring complete record of the Gram Panchayat for perusal of the Commission at Chandigarh. The respondent-BDPO is directed to file his explanation to the Show Cause notice issued to him before the next date of hearing failing which further necessary action as per the RTI Act, 2005 will be initiated on the next date of hearing.

2. The appellant is absent without intimation.

3. The respondents place on record a copy of charge report and an affidavit of Shri Jaswant Singh Waraich, Block Development and Panchayats Officer-cum-PIO, Ludhiana-2 for record of the case file.

Contd.....p/2

-2-

4. After hearing the respondents and going through the record available on the case file, it is revealed that complete information has been provided to the appellant, who is absent today, without intimation. The appellant is advised to revert back to the authorities in case of deficiencies in the information, so provided to him, within three days failing which exparte decision will be taken. In view of the affidavit placed on the record of the Commission stating that Shri Jaswant Singh Waraich is the PIO of the office of Block Development and Panchayats Officer, Ludhiana-II block. He further stated in the affidavit that he has transferred the application for seeking information to Shri Sukhwinder Singh, Panchayats Secretary under Section 6(3) of the RTI Act, 2005 on 9.3.2018. In view of the affidavit given by BDPO, Ludhiana-2, show cause notice issued to him is withdrawn.

5. To come up on 28.01.2020 at 11.00 A.M. at Chandigarh.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Hardeep Singh
s/o Shri Tarsem Lal
r/o Village Nurpur,
Tehsil Banga, District SBS Nagar.

.....Appellant

Vs

Public Information Officer,
Panchayat Secretary, Gram Panchayat,
Nurpur, Block Aur, Tehsil Banga,
District SBS Nagar.

FAA-Block Development and Panchayats Officer,
Block Aur, Tehsil Banga, District SBS Nagar.

.....Respondents

Appeal Case No. 4338 of 2019
(Video Conference Proceedings)

Present:- Shri Hardeep Singh, complainant.
Shri Jiwan Lal Superintendent on behalf of the respondents..

ORDER

This order may be read with reference to with the previous order dated 16.12.2019 vide which the respondents were directed to file an affidavit stating that complete information has been provided to the appellant.

2. In compliance to the previous order, the respondents have supplied an affidavit to the appellant stating that no information is available in their record except what has already been given to the appellant. The respondents are directed to send a copy of the affidavit to the Commission for its record.

3. After hearing both the parties and going through the record available on the case file, it is revealed that complete information has been provided to the appellant and nothing has been left, which could be supplied to him. An affidavit has been given to the appellant during that hearing stating that complete information has been provided and regarding remaining information an affidavit has been given to the appellant by the respondents that nothing is available in their record, which could be supplied to the appellant as per his RTI application, the present case is disposed of and closed. Copies of the order be sent to the parties.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Sukhwinder Singh
S/o Sh. Jarnail Singh,
R/o Village- Roshanwala, PO – Nashirawala,
District – Moga.

.....Appellant

Vs

Public Information Officer,
O/o Panchayat Secretary, Roshanwala,
C/o Block Development & Panchayat Officer,
Block- kot Ise Kha, Distt. Moga.

First Appellate Authority,
O/o Block Development & Panchayat Officer,
Block- kot Ise Kha, Distt. Moga.

.....R

espondent

Appeal Case No. 3567 of 2019
(Video Conference Proceedings)

Present:- Shri Sukhwinder Singh, appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019 in which it is mentioned that remaining information has also been provided to the appellant during the hearing and one more last opportunity was afforded to the appellant, on his request, with the advice to peruse the same and revert back to the authorities regarding deficiencies within seven days. On receipt of the deficiencies, the respondents were directed to remove the same before the next date of hearing.

2. The appellant states that he has sent deficiencies in the information so provided to the respondents but no reply has been received by him till date.

3. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, it is, therefore, a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Harpinder Singh, Panchayat Secretary-cum-PIO to show cause why penalty should not be imposed on him for absence and for not supplying the information within the stipulated period and compensation be awarded to the appellant for loss and detriment suffered. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing on the next date of hearing.

4. To come up on 30.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Moga.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Shri Jarnail Singh Mitke,
Vice President Malwa Zone, Indian National Trade Union Congress,
r/o H.No.318, Near Baba Manjil Gurudwara
Hambran Road, Partap Singh Wala,
Tehsil Lodhi West, Ludhiana.Appellant

Vs

Public Information Officer,
o/o Block Development and Panchayats Officer-1,
Ludhiana.

First Appellate Authority,
o/o Block Development and Panchayats Officer-1,
Ludhiana.Respondents

Appeal Case No. 2635 of 2019

Present:- Shri Jarnail Singh Mitke appellant.
Shri Jagroop Singh, Panchayat Secretary on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019, in which it is mentioned that last opportunity for perusing the record was afforded to the appellant and he was directed to give in writing to the respondents regarding deficiencies in the information.

2. The appellant states that partial information has been provided to him by the respondents.

2. The respondent-PIO states that complete information has been provided to him with forwarding letter.

3. Last opportunity is afforded to the appellant to give in writing what documents are not provided to him within three days failing which exparte decision will be taken on the next date of hearing. On receipt of the deficiencies, the respondents are directed to remove the the same before the next date of hearing.

5. To come up on 27.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Vikram Singh,
983-E, Benipal Colony,
Machhiwara, Distt: Ludhiana-141115

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar, Samrala,
Distt: Ludhiana.

First Appellate Authority
O/o Sub Divisional Magistrate,
Samrala, District- Ludhiana.

.....Respondents

Appeal Case No. 3082 of 2019
(Through Video Conference Facility)

Present:- Shri Vikram Singh, appellant.

Shri Amanpreet Singh, Reader to Tehsildar, Samrala on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which show cause notice was issued to Shri Navdeep Singh, Tehsildar, Samrala-cum- PIO for imposition of penalty on him and award of compensation to the appellant for not supplying the information.

2. The appellant states that in compliance to the previous order, no information has been supplied to him by respondents.

3. In compliance to the previous order dated 16.12.2019, the representative of the respondents states that complete information has been provided to the appellant except death certificate and power of attorney, which are not available in their record.

4. After hearing both the parties and going through the record available on the case file, it is observed that death certificate and power of attorney are not available on the record of the respondents. The respondents are directed to give in writing to the appellant that these documents are not available in their record before the next date of hearing.

5. To come up on 31.01.2020 at 3.00 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Shri Dilbagh Chand (Naib Subedar Retired)
s/o Shri Ramji Dass, Village Hayatpur,
PO Hambowal, Tehsil Samrala,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
o/o Financial Commissioner Rural Development and
Panchayats, Punjab,
Panchayats Bhawan, Sector 62, Mohali.

o/o Financial Commissioner Rural Development and
Panchayats, Punjab,
Panchayats Bhawan, Sector 62, Mohali.

PIO/District Development and Panchayats Officer,
Ludhiana.

PIO/Block Development and Panchayas Officer,
Machhiwara, District Ludhiana.

.....Respondents

Appeal Case No. 3789 of 2019

(Video Conference Proceedings)

Present:- Shri Dilbagh Chand, appellant.

Shri Parampal Singh, Village Development Organizer on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019 in which it is mentioned that on the request of the appellant one more opportunity was afforded to peruse the information provided to him during the hearing and revert back to the authorities in case of deficiencies in the information provided to him.

2. In response to the previous order dated 13.12.2019, the appellant has sent a copy of deficiencies in the information supplied to him to the Commission. In this letter he has stated that complete details regarding utilization of grant-in-aid be supplied to him.

Contd.....p/2

-2-

3. The respondent-PIO states that complete information has been provided to him on the previous date of hearing. He further states that the appellant has sent complaint to Vigilance Department for conducting inquiry, who transferred the same to Financial Commissioner, Rural Development and Panchayats, then it was transferred to Director Rural Development and Panchayats, Punjab, SAS Nagar and then to DDPO, Ludhiana and then to BDPO, Machhiwara. The BDPO, Machhiwara is impleaded as a necessary party with the direction to supply the information after taking appropriate action on his complaint before the next date of hearing.

5. To come up on 27.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Sh. Dilbag Chand,
S/o Sh. Ramji Das,
R/o Hayatpur, PO- Hambowal,
Tehsil- Samrala, Distt. Ludhiana.

.....Appellant
Vs

Public Information Officer,
O/o Deputy Commissioner,
Administrative Complex,
District- Ludhiana.

First Appellate Authority,
O/o Deputy Commissioner,
Administrative Complex,
District- Ludhiana.

PIO/Block Development and Panchayats Officer,
Machhiwara, District Ludhiana.Respondents

Appeal Case No. 4269 of 2019 **(Video Conference Proceedings)**

Present:- Shri Dilbagh Chand appellant.

Shri Jaswinder Singh, Superintendent, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 19.12.2019 vide which application of the appellant was transferred to Block Development and Panchayats Officer, Machhiwara and supply information after procuring from the BDPO, Machhiwara before the next date of hearing.

2. The appellant states that till date no information has been supplied to him till at. He has asked the information regarding action taken on the order passed in CM No.5781-82 in CWP No.8442/2019 by Hon'ble Punjab and Haryana High Court and application given to the Deputy Commissioner, Ludhiana on 2.5.2019.

3. The representative of the respondents states that inquiry is being conducted regarding NOC issued to Zila Parishad and the next date of hearing is 29.1.2020. He further stated that information regarding point at Sr. No.2 will be supplied to him after the inquiry is finalized.

4. The representation of the respondents is directed to collect the information from the concerned quarters and supply the information before the next date of hearing.

4. To come up on 10.02.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Ranjit Singh,
S/o Sh. Sadhu Singh,
Village- Moga, P.O: Bhogpur,
District- Jalandhar.

.....Appellant

Vs

Public Information Officer,
DDPO, Jalandhar.

PIO/Block Development and Panchayats Officer,
Bhogpur, District Jalandhar.

.....Respondents

Complaint Case No. 670 of 2019
(Through Video Conference Facility)

Present:- Shri Ranjit Singh complainant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019, on the statement of Shri Ram Ji Dass, SPIO o/o Block Development and Panchayats Officer, Bhogpur, District Jalandhar that Shri Amar Pal Singh, Panchayat Secretary o/o BDPO, Bhogpur, District Jalandhar and Shri Ram Lubhaya, BDPO, Bhogpur, District Jalandhar are custodian in this case and show cause notices were issued to them for imposition of penalty.

2. The Complainant states that no information has been supplied to him till date.

3. After hearing the complainant and going through the record available on the case file, it is revealed that complainant has sought information regarding case No.119, instituted on 5.8.1996 and decided on 26.2.2009 and name of persons against whom the case was decided. BDPO, Bhogpur, District Jalandhar was impleaded as a necessary party with the direction to supply the requisite information. Regarding this, DDPO, Jalandhar was contacted on M.No.98144-41555 by this office during the hearing by o/o Commission. He was given details, who assures that he will ask the concerned official to appear on the next date of hearing and supply the information.

4. Shri Ram Ji Dass is SPIO in the o/o District Development and Panchayats Officer, Jalandhar, who is absent without intimation. Keeping in view his absence, it is, therefore, a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Ram Ji Dass, SPIO o/o Block Development and Panchayats Officer, Bhogpur, District Jalandhar to show cause why penalty should not be imposed on him for absence and for not supplying the information within the stipulated period. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing.

5. To come up on 27.01.2020 at 3.00 P.M. to be heard through Video Conference Facility Available in the office of the Deputy Commissioner, Jalandhar.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

CC

Shri Ram Ji Dass, SPIO,
o/o Block Development and Panchayats Officer,
Jalandhar.

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Sh. Sukhdev Raj,
Village Betu Quadim, P.O. Khunder Uttar,
District Ferozepur. Appellant..

Vs

Public Information Officer,
O/o Block Development and Panchayats Officer,
Mamdot, District Ferozepur.

FAA-Deputy Commissioner,
Ferozepur. Respondents

Appeal Case No. 3546 of 2019
(Through Video Conference Facility)

Present:- Shri Surkhdev Raj, appellant.

Shri Dilbagh Chand, Panchayats Secretary, on behalf of the respondent-PIO

ORDER

This order may be read with reference to the previous order dated 13.12.2019 vide which PIO was directed to supply the information before the next date of hearing. Show cause notice was issued to Shri Dilbagh Chand, Panchayats Secretary, for imposition of penalty and award of compensation to the appellant for not supplying the information within stipulated period.

2. The appellant states that no information has been provided to him by the respondents till date. On the other hand, the representative of the respondents states that complete information has been provided to the appellant. The representative of the respondents further states that he has not given deficiencies in the information provided to him.

3. After hearing both the parties and going through the record available on the record of case file, it is revealed that complete information has been provided to the appellant by the respondents.. The appellant is advised to go through the information supplied to him and revert back to the authorities, in writing within three days, in case of deficiencies in the information supplied to him. On receipt of deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing.

4. To come up on 15.01.2020 at 3.00 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur.

Dated : 15.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Amin Chand
S/o Sh. Tek Chand,
R/o H.No.205, Ghumar Mandi,
Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar, Ludhaina (East).

First Appellate Authority,
O/o Deputy Commissioner,
Ludhaina.

.....Respondents.

Appeal Case No. 3562 of 2019
(Video Conference Proceedings)

Present:- Shri Amin Chand, appellant.

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019 vide which the representative of the respondents was directed to provide a copy of Farad after charging fee under the provisions of RTI Act, 2005 and not under Revenue Act, 2005 .

2. The appellant states that no information has been provided to him till date.

3. The respondents are absent but Coordinator of Deputy Commissioner, Ludhiana states that a meeting between Deputy Commissioner, Ludhiana and staff is going on.

4. Last opportunity is afforded to the respondents to supply the remaining information to the appellant before the next date of hearing.

5. To come up on 22.1.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 15.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Beant Singh,
S/o Sh. Baldev Singh,
VPO: Khan, Banbhora
Tehsil: Malerkotla,
Distt: Sangrur.

.....Appellant
Vs

Public Information Officer,
Naib Tehsildar,
Amargarh, Distt: Sangrur.

First Appellate Authority,
Sub Divisional Magistrate,
Malerkotla district Sangrur..

PIO/Deputy Commissioner,
Mini Secretariat, Sangrur.

.....Respondents

Appeal Case .No. 2907 of 2019

Present:- Shri Beant Singh, appellent.

Shri Gagandeep Singh, District Revenue Officer, Sangrur on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 10.12.2019 vide which the respondent-PIO was directed to supply the information regarding Intqal No.4408 after taking assistance of PIO/Tehsildar, Malerkotla under Section 5(4) of the Right to Information Act, 2005 as early as possible otherwise give in writing that the information sought by the appellent is not available in their record.

2. The appellent states that information was supplied except for Intqal No.4408.
3. Shri Gagandeep Singh, DRO, Sangrur that this case might be available with any of the office as this case was contested before Tehsildar, Malerkotla, Sub Divisional Magistrate, Malerkotla, Additional Deputy Commissioner, Sangrur and then before Additional Session Judge, Sangrur.
3. After hearing both the parties and going through the record available on the case file, it is ascertained that information regarding Intqal No.4408 be provided after taking assistance of PIO/Tehsildar, Malerkotla under Section 5(4) of the RTI Act, 2005 as early as possible otherwise give in writing that the information sought by the appellent is not available in their record.
4. To come up on **31.01.2020** at **3.00 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Sangrur.

Dated : 15.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab

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Sh. Kulwant Singh,
S/o Sh. Phula Singh,
r/o Kharora, Tehsil and District Fatehgarh Sahib.....Appellant

Vs

Public Information Officer-cum-
Panchayat Secretary
o/o Block Development and Panchayats Officer,
Sirhind, District Fatehgarh Sahib.

First Appellate Authority,
O/o District Development and Panchayats Officer,
Fatehgarh Sahib.

Shri Tejinder Singh, Panchayats Secretaryh
o/o Block Development and Panchayats Officer,
Sirhind, District Fatehgarh Sahib.Respondents

Appeal Case No. 3330 of 2019 (Video Conference Proceedings)

Present:- Shri Kulwant Singh, appellant, in person.
Shri Rajinder Singh, Panchayats Secretary, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which Shri Tejinder Singh, Panchayats Secretary, was impleaded as a necessary party with the direction to submit a copy of the charge report and BDPO, Sirhind was directed to take necessary steps to provide the complete record to Shri Rajinder Singh, the present Panchayats Secretary.

2. The representative of the respondents states that information has been provided to the appellant except stock register, works register, Measuring Book and returning of drafts regarding pension. He has given in writing on 14.10.2019 that except the information provided to the appellant nothing is available in their record. He submits a copy of charge report taken by him from Sarpanch on 10.10.2019 for placing on record of the case file.

Contd.....p/2

-2-

3. On the previous date of hearing dated 16.12.2020, Shri Tejinder Singh, Panchayat Secretary o/o Block Development and Panchayats Officer, Sirhind, District Fatehgarh Sahib was impleaded as a necessary party, who is absent today without intimation. Keeping in view his absence, it is, therefore, a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Tejinder Singh, Panchayat Secretary to show cause why penalty should not be imposed on him for not complying the order and compensation be awarded to the appellant for loss and detriment suffered. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing.

4. To come up on **28.01.2020** at **11.00 A.M. at Chadnigarh.**

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Manpreet Singh Aulakh,
S/o Sh. Davinder Singh,
R/o Vill: Kailpur, PO –Dakha,
Distt: Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Executive Officer,
Nagar Council, Mullanpur Dakha,
Ludhiana.

First Appellate Authority
O/o Deputy Director, Local Bodies,
Mini Secretariat,
District- Ludhiana.

.....Respondent

Appeal Case .No. 3746 of 2019

Present:- Shri Manpreet Singh alongwith Shri Rakesh Kumar Gupta, Advocate.
Shri Abhey, Accountant on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which the respondents were directed to get the record inspected from the appellant.

2. The appellant states in compliance to the previous order dated 16.12.2019, no inspection was got done from him.

3. The representative of the respondents states that point-wise reply was given to the appellant vide their letter dated 27.07.2019 and again on 12.12.2019 as per his RTI application dated 27.06.2019. He further states that no record is available except notice issued to third party.

4. The respondents are directed to get the record inspected on 21.01.2020 at 11.00 A.M. from the appellant and give attested photocopy of any document, which is available in their record, on the spot. In compliance to the previous order dated 16.12.2020, Shri Lakhwinder Singh, Junior Assistant failed to get the record inspected from the appellant, it is, therefore, a fit case to issue a notice under Section 20 of the Right to Information Act, 2005 to Shri Lakhwinder Singh, Junior Assistant to show cause why penalty should not be imposed on him for not complying with the order for inspection and compensation be awarded to the appellant for loss and detriment suffered by the appellant. The written explanation of the PIO may be filed before the next date of hearing when he may also avail the opportunity of personal hearing.

4. To come up on 28.01.2020 at 3.00 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

CC

Shri Lakhwinder Singh, Junior Assistant
o/o Municipal Council, Mullanpur Dakha,
District Ludhiana.

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Madhya Marg, Sector 16, Chandigarh.
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Sh. Narinder Kumar,
S/o Sh. Gopal Krishan,
Vill: Prem Singh Wala,
P.O: Buzark, Tehsil: Samana,
Distt: Patiala

.....Appellant

Vs

Public Information Officer,
Panchayat Secretary, Gram Panchayat,
Prem Singh Wala, Block Samana,
Distt: Patiala.

.....Respondent

Complaint Case No. 723 of 2019

Present:- Shari Narinder Kumar, complainant.
None on behalf of the respondent-PIO

ORDER

This order may be read with reference to the previous order dated 16.12.2019 in which it is mentioned that information comprising of 240 pages has been handed over to the complainant during the hearing. Accordingly, the complainant was advised to go through the same and send point wise deficiencies, if any, before the next date of hearing with a copy to the Commission.

2. The complainant states that information provided to him during the previous date of hearing comprised of 159 pages instead of 240 pages without numbering the pages. He further states that complete information regarding proceedings has been provided to him but no information regarding muster rolls has been given to him.

3. None is present on behalf of the respondent-PIO without intimation.

4. After hearing the complainant and going through the record available on the case file, it is observed that sufficient information has been provided to the complainant. Last opportunity is afforded to the complainant to send deficiencies in the information to the respondent-PIO with a copy to the Commission within two days. On receipt of the deficiencies, the respondents are directed to remove the same before the next date of hearing. Absence of the respondent PIO-Shri Surjit Singh is viewed seriously, he is directed to appear on the next date of hearing failing which punitive action will be initiated against the PIO on the next date of hearing.

5. To come up on 28.01.2020 at 3.30 P.M. to be hearing through Video Conference Facility available in the office of the Deputy Commissioner, Patiala.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

CC

Shri Surjit Singh,
Panchayat Secretary-cum-PIO,
Gram Panchayat, Prem Singh Wala,
Block Samana, District Patiala.

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Madhya Marg, Sector 16, Chandigarh.

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Shri Kulwinder Singh
s/o Shri Bhag Singh
r/o Village Patti Sadik,
Tehsil Abohar, Distt. Fazilika.

.....Appellant.

Vs.

Public Information Officer
o/o Block Development and Panchayats Officer,
Abohar district Fazilika.

FAA-District Development and Panchayats Officer,
Fazilika.

.....Respondents.

Appeal Case No.2917 of 2019 and Appeal Case No.4283 of 2019

(Through Video Conference Facility)

Present:- Shri Kulwinder Singh, appellant, in person.

Shri Raja Singh, Samiti Patwari alongwith Shri Rakesh Kumar, Clerk o/o District Development and Panchayats Officer, Fazilika, on behalf of the respondents.

Order

AC No.2917/2019 and AC No.4283/2019 are clubbed as the appellant and the respondents are same and same information has been sought from BDPO, Abohar. regarding village Pati Sadiq. This order may be read with reference to the previous order dated 13.12.2019 vide which the representative of the respondents stated that complete information has been provided to the appellant and nothing has been left which could be supplied to him as per his RTI application.

2. After hearing both the parties and going through the record available on the case file, it is revealed that the appellant has not sent deficiencies, in writing to the respondents, in the information supplied to him. In view of dissatisfaction of the appellant, he is advised to inspect the record of the respondents on 20.01.2020 at 11.00 A.M..and get copies of the documents, which he requires, on the spot.

3. To come up on 31.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilika.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Shri Sarabjeet Singh Gill,
#60-35-P-376-1,
Street No.8, Maha Singh Nagar,
P.O. Dhandari Kalan,
District Ludhiana.

.....Appellant

Vs

Public Information Officer,
Tehsildar (Central),
Ludhiana.

First Appellate Authority,
Tehsildar (Central),
Ludhiana.

.....Respondents

Appeal Case No. 2580 of 2019

Present:- None on behalf of the appellant.
Shri Krishan Gopal, Reader to Tehsildar (Central), Ludhiana on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.12.2019 in which it is mentioned that deficiencies sent by the appellant was sent to the respondents for removing the same before the next date of hearing.

2. The appellant is absent but he has sent letter dated 24.12.2019 stating that deficiencies have not been removed which were forwarded to the respondents on previous date of hearing.

3. The representative of the respondents states that information has been provided regarding point at Sr. No.2, 3, 4 and 7 to the appellant as per the record available in the case file. He further states that specific deficiencies have not provided to him.

4. Last opportunity is afforded to the appellant to revert back to the authorities with specific deficiencies. On receipt of the deficiencies from the appellant, the respondents are directed to remove the same before the next date of hearing. The copy of the deficiency sent by the appellant is also been attached with this order.

5. To come up on 31.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 15.01.2020

Sd/-
(Suresh Arora)
Chief Information Commissioner,
Punjab

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Er. Nitin Kumar Tayal S/o Late Dr. S.P. Tayal,
R/o # 179 –B,
Model Town Extension,
District- Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar,
Ludhiana West,
Ludhiana.

First Appellate Authority,
O/o Addl. Chief Secretary,
Revenue & Rehabilitation Deptt. ,
Punjab Civil Secretariat- I,
Chandigarh.

PIO/Deputy Commissioner,
Ludhiana.

.....Respondents.

Appeal Case No. 3989 of 2019

(Through Video Conference)

Present:- Shri Nitin Kumar Tayal, appellant.

Shri Darshan Singh, Senior Assistant o/o Additional Chief Secretary to Government of Punjab, Department of Revenue and Rehabilitation, Chandigarh at Chandigarh and Shri Amandeep, Junior Assistant on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which one copy of RTI application was sent to Tehsildar, Ludhiana (West) for taking further necessary action.

2. The appellant states that no information has been provided to him till date.
3. The representative of respondent-PIO /Tehsildar, Ludhiana (West) states that entry was made in Rozanamacha bearing No.1128 dated 21.4.2011 after preparing Rapat. He further states that some more time be given to locate the letter/documents on the basis of which Rapat was prepared and entered in Rozanamacha Register.
4. After hearing both the parties and going through the record available on the case file, it is revealed that Patwari is locating the letter on the basis of which he has

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-2-

prepared Rapat and entry was made in Rozanamacha Register. The respondents are directed to send copies of Rozanamacha Register and any other document which relates to this matter under the provisions of RTI Act, 2005. Time is granted to the respondents for locating the letter/document on the basis of which rapat was prepared and entry was made in Rozanamacha Register. After locating the same, the respondents are directed to send the requisite reply before the next date of hearing.

5. To come up on 31.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the Deputy Commissioner, Ludhiana.

Dated: 15.01.2020.

Sd/-
(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Ashok Kapoor,
R/o 8-C, Kitchlu Nagar,
Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Tehsildar(West),
Mini Secretariat, Ludhiana.

First Appellate Authority,
O/o Sub-Divisional Magistrate(West),
Mini Secretariat, Ferozpur Road,
Ludhiana.

.....Respondents

Appeal Case No. 4303 of 2019 **(Video Conference Proceedings)**

Present:- Shri Ashok Kapoor, appellant.
Shri Amarpreet Singh. Reader to Tehsildar, Ludhiana (West) on behalf of
the respondents.

ORDER

This order may be read with reference to the previous order dated 19.12.2019 vide which the representative of the respondents sought some time to locate the case in which they have provided the information to the appellant.

2. The appellant states that no information has been supplied to him by the respondents till date.

3. The representative of the respondents states that the appellant in this case has forwarded a complainant against one of the patwaries-Shri Sharanjit Singh in the year 2014 for registration of FIR in the office of the Sub Divisional Magistrate (West), Ludhiana which was forwarded to Tehsildar, Ludhiana for conducting inquiry. Inquiry was conducted and report was sent to by Tehsildar, Ludhiana (West) to SDM, Ludhiana (West).

4. The representative of the respondents is directed to send present status of the case after collecting it from the office of SDM, Ludhiana (West) before the next date of hearing.

4. To come up on 31.01.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Sd/-

Dated: 15.01.2020.

(Suresh Arora),
Chief Information Commissioner,
Punjab.

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Sh. Sahib Singh,
S/o Sh. Raja Ram,
Vill: Tandi,
P.O: Laroya,
Distt: Jalandhar.

.....Appellant

Vs

Public Information Officer,
Block Development and Panchayat Officer, Bhogpur,
District- Jalandhar.

First Appellate Authority,
District Development and Panchayat Officer,
District- Jalandhar.

.....Respondents

Appeal Case .No. 2833 of 2019

(Video Conference Proceedings)

Present:- Shri Jasbeer Singh Sekhon on behalf of the appellant at Chandigarh.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 16.12.2019 vide which respondent-PIO was directed to give details of Rs.2580/- to the appellant and ensure that the requisite information be provided to the appellant otherwise give in writing that nothing is available in their record except which has been supplied to the appellant.

2. The representative of the appellant states that no information has been provided to the appellant after the previous date of hearing.

3. The respondent-PIO is absent today without intimation.

4. After hearing the representative of the appellant and going through the record available on the case file, it is observed that the appellant failed to send deficiencies to the respondents, in the information supplied to him, with a copy to the Commission. He is again advised to send deficiencies in the information to the respondents within three days with a copy to the Commission failing which ex parte decision will be taken. Absence of Shri Paramjit Singh, Panchayat Secretary, is viewed seriously. He is directed to remove deficiencies on its receipt from the appellant and appear before the Commission on the next date of hearing failing which punitive action will be initiated.

4. To come up on 27.1.2020 at 3.00 P.M. to be heard through Video Conference Facility available in the office of Deputy Commissioner, Jalandhar.

Dated : 15.01.2020

Sd/-
(**Suresh Arora**)
Chief Information Commissioner
Punjab